

decisions and has no foundation in law. Papers taken;
decision reserved.

COURT OF COMMON PLEAS—TRIAL TERM—PART 2.

A Truant Wife and an Indignant Lord—Action to \$100,000 Damages for the Alleged Illegal Enticing of a Wife from her Husband.

Before Judge Brady.

David M. Freeman vs. Zedek Strick.—The complaint in this case alleges that Zedek Freeman was the wife of the plaintiff in the month of April, 1895, and as such was receiving his support in Chicago; and that the defendant, knowing her to be such, intending to injure the plaintiff and to deprive him of her society and comfort, while he was temporarily absent enticed her away from the plaintiff and her then residence in Chicago to a separate residence in Philadelphia, to wit, the National Hotel, in this city, on or about the 13th of July, 1895, and that the defendant on having rooms assigned him at the hotel wrote his name, or the name of himself or some other person, as the name of the wife of the plaintiff, and on the 20th of July defendant took plaintiff's wife to Karle's Hotel, in this city, and has ever since kept her there, and has since that time, and for the distress of body and mind occasioned by this action of defendant, plaintiff claims the amount of \$100,000 damages.

The defendant denies every allegation of the complaint.

First witness called was the plaintiff, who testified as follows:—I reside in the State of Ohio; In April, 1895,

[illegible]

Reduct—I generally accompanied my wife to these outings; when I heard that she was sick, I went to her room; I had a key to that room; I could go in and out of it; that room is situated near the general parlor; I could see persons passing in that room; I looked at the register at the door of that room.

Arthur S. Halliday, sworn—I am the proprietor of the National Hotel of this city in Courtlandt street; I was born in 1860, I have been in the hotel, the name of which is "National hotel," is registered there.

Counsel for the defence said that defendant must be connected with the writing of the name before evidence is taken.

Witness—This is a register to show who are the guests of the house; the usual mode of registering is for a person to come to the house, to be registered, to pay for the stay; after their name; this is the only book kept during the first three days of a guest's staying; prior to it is a particular record of the names of the guests; I have the key to the only means I have of knowing.

Q. Who copied that record on the 14th day of June, 1894, at New York?

A. I do not know. I have no means of ascertaining who occupied parlor 10 on that day except with reference to the register; A. Not that I know of.

Counsel for the defence objected to the testimony, as said that this precluded the case, whether a party could be bound by a public registry where his name could be written by any one, and that it was not his name. It could have been placed there by the wife of this man or by the man himself. It was not the name of either party that was written there, and it was not to be supposed to be honest unless it was proven guilty.

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Witnesses.—The names registered on the day for the room were "C. Suele and lady," from Philadelphia. The persons can gain no admission to the parlor; I furnished the parlor myself; I was by the writing, by the letter "I" under the writing; I have no memory of the persons who did occupy it; I can only remember that the room was not occupied until I saw that the room was transferred to the lodger, which is the evidence that I am giving.

Ferdinand E. Earle sworn—I am the proprietor of Earle's Hotel; I was subpoenaed to attend court and bring the persons who were in the room on the 22d of June; I searched and cannot bring the look; I do not recollect any one stopping at my hotel in July, 1868, by the name of C. Suele and lady; I do not recollect any one stopping at my hotel in July, 1868, by the name of David M. Freeman recalled—I went to the hotel and asked to look at the register in July, 1868; I looked at the register to see if my wife stopped there; I can hear no one who was in the room; I do not recollect the exact place of residence; the handwriting was not that of my wife; when Mr. Suele was arrested he was in the room; he occupied the room; he was in the room; and took his baggage; she went into the room first and then he followed.

Continued.—Q. Did you go to the house that young lady with your wife and talk with her in relation to this trial? A. No, sir; I have not within the last six months talked with her; I saw her about this winter.

[illegible][illegible]

19th; I don't keep a boarding house and a widow; I have lived with her mother; I am a married man; I have lived in several places before I went to the city; I am not at all sorry that I have not been in the city two years.

Re-direct—I took Mrs. Freeman to the National Hotel last Saturday in order to have her identified.

Charles J. Macer cross—I reside at 75 East Second street, New York; I am engaged in the banking business; I have known the defendant three or four years; I do not know her name; I have heard her speak of having children; I do not know anything of her pecuniary circumstances; I do not know anything of her responsibility.

Re-direct—There were some inquiries made last July about her responsibility, but I cannot tell by whom I did not recognize her.

Macer recalled for plaintiff—I saw a gentleman and lady; accompanied Mr. Street to the hotel to get his baggage; I don't recollect a lady getting the baggage from him; I can't tell whether or not she was the wife.

The plaintiff here rested his case, when counsel moved to dismiss the complaint, which was denied.

Verdict—That the defendant is the plaintiff, Peter H. Room; for defendant, James M. Smith.

MARINE COURT.

Nuisance and Houses of Ill-Fame.
Before Judge Hoarso and a Jury.

George Miller vs. Daniel Rosenstein—Plaintiff resides at No. 349 Water street, and brings this suit against the defendant, who keeps a distillery at No. 345 in the same

3024, 3022.
 CORN OF COMMON PLACE—TOLK TOWN.—Part I.—No. 441, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000.

arrested in all at \$61. It happened from the complaints that the defendants hired a sleigh from the complainant, and stole the robes and whip. An officer of the Eighth Cavalry, who was on duty at the time, was passing by picking up Broadway with the robes, and supposing that they had stolen them arrested them, and Mr. King, who was at the station house identifying the property as belonging to him. They were committed for trial without bail.

DEATH OF A PROMINENT ROBE ISLANDER.

Providence, Jan. 15, 1887.

William Upshaw, for half a century one of the leading public men in this State, died yesterday at his residence in South Kingston, aged eighty-two years.

Mr. Upshaw's **Sovereigns** **Face**.—The Washington correspondent of the **Charleston Courier** writes on the 2nd inst., as follows:—It was the general remark yesterday at official and social receptions that the President never appeared in a more agreeable and pleasant position than when in excellent spirits and really believes that his policy is to rule. He is no doubt much encouraged of late by the United States Supreme Court. He may have good reasons for the opinion which he entertains that the Supreme Court will pronounce the proposition of Congress for an amendment to the constitution, which would make that may be, he may feel quite sure that the Court will decide adversely to the constitutionality of the law which would make the President a part of the constitution, as soon as three

fourths of the legislatures of the represented States shall
except 1a